

INSTRUCTIONS: A registrant must furnish as an Exhibit B copies of each written agreement and the terms and conditions of each oral agreement with his foreign principal, including all modifications of such agreements; or, where no contract exists, a full statement of all the circumstances, by reason of which the registrant is acting as an agent of a foreign principal. This form shall be filed in duplicate for each foreign principal named in the registration statement and must be signed by or on behalf of the registrant.

| Name of Registrant | Name of Foreign Principal |
|---|---------------------------|
| GARVEY, SCHUBERT & BARER, A Partnership of Professional Corporations | Embassy of Canada |

Check Appropriate Boxes:

- ☒ The agreement between the registrant and the above-named foreign principal is a formal written contract. If this box is checked, attach two copies of the contract to this exhibit.
- ☐ There is no formal written contract between the registrant and foreign principal. The agreement with the above-named foreign principal has resulted from an exchange of correspondence. If this box is checked, attach two copies of all pertinent correspondence, including a copy of any initial proposal which has been adopted by reference in such correspondence.
- ☐ The agreement or understanding between the registrant and foreign principal is the result of neither a formal written contract nor an exchange of correspondence between the parties. If this box is checked, give a complete description below of the terms and conditions of the oral agreement or understanding, its duration, the fees and the expenses, if any, to be received.

- Describe fully the nature and method of performance of the above indicated agreement or understanding.

Monitor activities of U.S. Congress and related regulatory developments through various information gathering methods, including telephone calls and meetings with appropriate staff and other officials, review of legislation and other publicly available printed matter, and attendance at hearings and meetings.

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DEPT OF JUSTICE
CRIMINAL DIVISION
55 SEP 11 AM 11:15
INVESTIGATIVE
REGISTRATION UNIT

5. Describe fully the activities the registrant engages in or proposes to engage in on behalf of the above foreign principal.

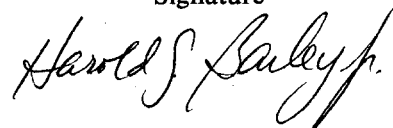
Monitor and analyze (i) legislative actions relating to the Clean Air Act and other related statutes, involving international environmental impacts, (ii) Environmental Protection Agency regulatory actions, especially as they affect the problems of acid rain, (iii) legislative and administrative actions relating to the extraterritorial impacts of the Endangered Species Act, the Magnuson Fisheries Conservation and Management Act and related Pacific fishery regulations, (iv) legislative actions related to the Garrison Diversion Project in North Dakota, and (v) government policy pertaining to environmental cleanup responsibilities associated with closure of U.S. military bases.

6. Will the activities on behalf of the above foreign principal include political activities as defined in Section 1(o) of the Act?¹

Yes ☒ No ☐

If yes, describe all such political activities indicating, among other things, the relations, interests or policies to be influenced together with the means to be employed to achieve this purpose.

We believe that all activities fall outside the "political activities" definition; however, in an exercise of caution, we do report telephone conversations and meetings with staff and other officials under item 12 of the Supplemental Report whenever there is any possibility they could be construed as political activities. These activities are described in paragraph 4. The interests involved relate to legislative and regulatory developments affecting Canada as more fully described in the June 14, 1991 contract filed as Exhibit B to Registrant's September 9, 1991 Supplemental Statement.

| Date of Exhibit B | Name and Title | Signature |
|--------------------|--|---|
| September 11, 1995 | Harold G. Bailey, Jr. Shareholder Garvey, Schubert & Barer Washington, DC |  |

¹Political activity as defined in Section 1(o) of the Act means the dissemination of political propaganda and any other activity which the person engaging therein believes will, or which he intends to, prevail upon, indoctrinate, convert, induce, persuade, or in any other way influence any agency or official of the Government of the United States or any section of the public within the United States with reference to formulating, adopting, or changing the domestic or foreign policies of the United States or with reference to the political or public interests, policies, or relations of a government of a foreign country or a foreign political party.



Ottawa, Canada
K1A 0H8

BY COURIER

August 4th, 1995

Mr. Richard Wegman
Messrs Garvey, Schubert & Barer
5th floor, 1000 Potomac Street, N.W.
Washington, D.C. 20007
U.S.A.

Dear Mr. Wegman:

326 658

re: U.S.D.C., W.D. Wash.: *Confederated Tribes and Bands of the Yakima Indian Nation v. Alaska.*

I refer to your telephone conversation with Mr. Gilles Lauzon had on 1 August, 1995 concerning the legal services required by the Attorney General of Canada in relation to the filing of a brief *amicus curiæ* before the United States District Court for the Western District of Washington in the case of *Confederated Tribes and Bands of the Yakima Indian Nation v. Alaska*.

This will confirm that your firm, Messrs Garvey, Schubert & Barer, are appointed agents of the Minister of Justice and Attorney General of Canada to advise in this matter, to file a brief *amicus curiæ* and any associated motion as instructed. In preparing comments, you should take account of the fact that Canada, as a foreign sovereign State, does not wish to be seen as advising a United States Court as to United States law. The emphasis of our comments should be on International Law and international relations, as circumscribed in our conference call of August 2nd, and matters which are within the special knowledge of Canada.

Your instructions will come from Mr. Lauzon. This department will of course be acting in close cooperation with colleagues at the Departments of Fisheries and Oceans and Foreign Affairs and International Trade as well as other departments of the government of Canada which could become interested in the matter.

I am directed to ask you to note that the

Canada

Government of Canada has adopted a policy to ensure that hiring and contracting of Crown agents will meet the highest ethical standards. The Attorney General of Canada has made it clear that these standards will be scrupulously observed in the appointment of Crown agents.

The relevant portion of the policy precludes appointment not only of a Minister's immediate family, that is, a Minister's spouse, parents, children, brothers and sisters, but also any member of the immediate family of his or her spouse, the immediate families of other Ministers and of party colleagues in the House of Commons and the Senate. It applies, as well, to organizations outside government in which such family members are employed in senior positions of authority including membership of boards of directors. You will recall that this aspect of the government rules on conflict of interest has been discussed with you and I understand that your firm's appointment as Agent of the Attorney General of Canada complies in every respect with these rules. If this is not the case, could you please advise me immediately.

The maximum hourly rate will be U.S.\$ 220 for partners, U.S.\$ 110 for associates and U.S.\$ 90 for paralegals. Without formal authorization for a higher amount, the maximum amount payable under this letter of appointment exclusive of disbursements is US\$ 25,000. This appointment is valid until the end of the current financial year, i.e. until 31 March 1996.

You should send your firm's itemized accounts to me for taxation so that I can arrange for their payment through our clients in this matter, the Departments of Fisheries and Oceans and Foreign Affairs and International Trade. When you submit your firm's accounts, the following certificate should be appended thereto:

I hereby certify, on behalf of Messrs Garvey, Schubert & Barer, that the services have been rendered as indicated herein and that this account truly shows the nature of the services rendered, the time occupied, the fees claimed, the disbursements made and all moneys received in this matter. I also certify hereby that all services indicated herein were rendered outside Canada and are not subject to the Goods and Services tax.

Richard Wegman
on behalf of Messrs Garvey, Schubert & Barer
Agents of the Minister of Justice
and Attorney General of Canada.


All work is entrusted to an agent on the basis that the agent's account is subject to taxation on behalf of the Deputy Minister of Justice, whose taxation will finally determine the remuneration to which the agent is entitled.

It is understood that all information, files and documents provided to members of your firm in connection with this appointment as well as reports and documents which they provide to us in connection with performing the services required of them under its provisions are confidential and must not be divulged during or after its completion.

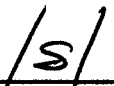
I should be pleased to discuss this letter of appointment with you, at any time you feel it appropriate.

If these arrangements are satisfactory, I should be grateful if you would sign this letter in the space provided below and return the original to me. A copy is enclosed for your records.

Yours truly,



Christiane Verdon, Q.C.
Senior General Counsel
Constitutional and
International Law



Richard Wegman
for Messrs Garvey, Schubert & Barer

Enclosure

April 1, 1995

File: 212-3

Garvey, Schubert & Barer
1000 Potomac St., N.W., 5th fl.
Washington, D.C. 20007
U.S.A.

Attention: Richard A. Wegman

Re: Services Contract - Extension to March 31, 1996

Dear Sir,

I am pleased to offer you an extension from April 1, 1995 to March 31, 1996 of your appointment as Agent of the Attorney General of Canada to provide legal advice to the Canadian Embassy with respect to Canada-U.S. fisheries and environmental issues.

The period of this appointment extends the terms and conditions of our previous contract dated June 14, 1991 and subsequent amendments (copies attached).

Your fee will be set at the rate of U.S. \$220 per hour. The attached Annex provides the approval and rates for other lawyers engaged by your firm who may perform work with respect to this appointment.

The total maximum charge for the period of this extension will be U.S.\$85,000, including reimbursement for expenses or disbursements.


If this amendment is satisfactory to you, please sign this letter in the space provided below and return the original to me. A copy is enclosed for your records.

Yours sincerely,



Raymond Chrétien
Ambassador

"I accept and agree to this amendment to the terms and conditions of this appointment."



Richard A. Wegman, Partner, Garvey, Schubert & Barer,
Agent of the Attorney General of Canada

GARVEY, SCHUBERT & BARER

Hourly Rate Schedule

(April 1, 1995 to March 31, 1996)

Partners

| | |
|-------------------|------------|
| Richard A. Wegman | U.S.\$ 220 |
| Harold G. Bailey | 145 |

Paralegals

| | |
|---------------------|----|
| Tania M. Simoncelli | 90 |
|---------------------|----|